

**UNITED STATES DISTRICT COURT  
IN THE EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

JAMES PETER,

Plaintiff,

Civil Action No. 07-13298

vs.

Honorable Patrick J. Duggan

STRYKER ORTHOPAEDICS, INC., a  
foreign corporation, THE STRYKER  
CORPORATION, a Michigan corporation,  
STRYKER BIOTECH LLC, a Michigan  
corporation, HOWMEDICA OSTEONICS  
CORP., a foreign corporation, and  
STRYKER TECHNOLOGIES CORP., a  
Michigan corporation, Jointly and Severally,

Defendants.

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**ORDER RESOLVING MOTION TO EXCLUDE EXPERT TESTIMONY AND  
SETTING DEADLINES**

This matter having come before the Court on Defendant Howmedica Osteonics Corp.'s Motion To Exclude Expert Testimony, To Compel Production Of Prosthetic Knee Implant By A Date Certain, And To Extend Deadline For Howmedica's Expert Reports, and the Court having conducted a telephone conference with counsel for both parties on October 22, 2008, and the Court being otherwise fully advised in the premises;

IT IS HEREBY ORDERED THAT pursuant to Fed. R. Civ. P. 26(a)(2)(B), Plaintiff James Peter shall provide Defendant Howmedica Osteonics Corp. with written reports from all of Plaintiff's expert witnesses by **October 31, 2008**, and any expert witness from whom a report is not provided by that date shall be precluded from testifying or otherwise providing opinions in this action;

IT IS FURTHER ORDERED THAT all of Plaintiffs' expert witnesses shall be made available for deposition no later than **November 28, 2008**,

IT IS FURTHER ORDERED THAT pursuant to Fed. R. Civ. P. 26(a)(2)(B), Defendant Howmedica Osteonics Corp. shall provide Plaintiff with written reports from all of Howmedica's expert witnesses by **December 19, 2008**.

IT IS FURTHER ORDERED THAT the portion of Howmedica's motion that sought production of the implant at issue in this litigation is denied as moot.

SO ORDERED.

S/Patrick J. Duggan  
Patrick J. Duggan  
United States District Judge

Dated: December 4, 2008 December 4, 2008

I hereby certify that a copy of the foregoing document was served upon counsel of record on December 4, 2008 December 4, 2008, by electronic and/or ordinary mail.

S/Marilyn Orem  
Case Manager

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